

FAIRBANKS TO BE ASKED TO END STRIKE

Chicago Federation of Labor Will Appeal to Vice-President.

SITUATION VERY GRAVE.

Senator Platt, Speaking for Express Companies, Says There Will Be No Backdown.

(Special to The Evening World.) CHICAGO, May 25.—Charles M. Dodd, President of the Chicago Federation of Labor, announced this afternoon that a committee representing his organization would be appointed to call on Vice-President Fairbanks and ask him to use his good offices to end the strike.

The Vice-President, who is on his way to Portland, Ore., to open the Lewis and Clark Exposition, is stopping for a day or two in this city. The strike spread rapidly to-day among the lumber teamsters, hitting the Chicago Hardware Exchange and trying up many firms. It ran through the lumber district, lodging riots there and in other parts of the city and causing a critical situation.

Despite the prospects of securing 1,000 new policemen and 200 deputy sheriffs, the authorities were staggered at the outlook. They confessed themselves powerless to afford any further protection to life and property, and admitted that murder, fire and mob law will prevail unless prevented by the State troops.

Three riots occurred before noon, in addition to countless smaller affairs. Policemen were rushed to the lumber yards, but their forces were insufficient. Volunteer Police Appear.

Following a conference with his cabinet, the Mayor late last night sent out a call for 1,000 volunteer policemen. Subsequent action depends upon the number of responses. The Mayor hopes patriotic men will answer the call in numbers.

Victor W. Sincere, of the Employers' Association, called on Chief O'Neill early to-day and complained that protection had grown entirely inadequate since the lumber yards had become strike bound. He pointed out cases of violence which the authorities had not even reported.

Governor Awaits Call.

Gov. Deane will remain in his office awaiting a call from the Sheriff for troops. Mr. Sincere told Chief O'Neill he believed the pride of the local authorities was standing in the way of an order for troops.

NO COMPROMISE, SAYS SENATOR PLATT

That the express companies will not concede from the position they have taken in the teamsters' strike in Chicago was the statement made to-day by United States Senator Thomas G. Platt, President of the United States Express Company. The Senator explained at length the attitude of the affected companies, gave his views of the reasons for the strike, and concluded with the positive statement that the striking drivers in Chicago would not be re-employed.

"The wagonmen in Chicago left the express companies' service at the demand of the Teamsters' Union," said the Senator, "and in so doing they not only violated the public contract with the express company, but what is of more importance, they violated their signed agreements with the express company to obey its rules and regulations. Their action materially affected the ability of the express company to discharge its public duties and caused serious loss and damage. Such men cannot, in the very nature of things, be taken back into the express companies' service, nor is it at all possible for the express companies to discharge their public duties by employing any man in their places who would act in the same manner.

Must Have Reliable Men.

"Manifestly, the express company cannot trust its business to men who are liable at the demand of a union to break their agreements with the express company and refuse to discharge their duties. Any such condition of affairs would simply produce chaos.

"The public character of the express company cannot be ignored or set aside by specious arguments and appeals to prejudice, nor is it possible to place wagonmen upon a party with the wagonmen employed by coal dealers, lumber dealers or any other private enterprise. The express companies cannot, in the nature of things, take part in disagreements between a city or the Federal Government and soldiers of the United States Army could take part or be influenced by quarrels or disagreements between civilians of the express companies. The express companies must maintain a purely neutral attitude in all such matters and discharge their public duties without fear or favor."

DEATH FOLLOWS OPERATION.

Amputating Boy's Arm Did Not Save Victim of Hunting Accident.

While duck hunting with boy companions two weeks ago, Graham Bellows, fourteen years old, of Good Ground, N. Y., was accidentally shot in his left arm. Yesterday morning he died. The boy was brought to the hospital and taken to the operating table, where the arm was amputated. The shot to the arm was fatal.

MRS. POLLON'S SUIT AGAINST BROKAW SETTLED OUT OF COURT FOR \$30,000

With Jury in the Box Ready to Hear Evidence, Lawyers on Both Sides Tell the Judge a Compromise Is Under Way Outside of Court.

\$10,000 FOR THE LAWYERS; \$20,000 FOR THE WIDOW

Neither the Rich Clubman Nor the Plaintiff in Court—Reported Long Ago that Young Brokaw Was Willing to Pay \$50,000, but He Denied It.

The Pollon-Brokaw \$250,000 breach of promise suit was brought to an abrupt close to-day, with the jury in the box and Justice Victor J. Dowling ready on the bench of Part XI, of the Supreme Court, to try it. A settlement was made outside of court on a basis of \$30,000 cash.

The authoritative statement was made to an Evening World reporter this afternoon by a lawyer connected with the case that W. Gould Brokaw, the young millionaire clubman, under pressure from his family and friends, decided last night to pay \$30,000 rather than suffer the unenviable notoriety of a public trial.

This sum, by arrangement between counsel and parties to the action, was deposited by Mr. Brokaw in escrow last night. It will be paid over to the beautiful young widow's lawyers when the final terms of settlement are agreed on and signed. She will receive \$20,000 of the sum, \$10,000 going to her lawyers, Black, Olcott, Gruber & Bonnyne.

When the case was ended with such singular abruptness in the Supreme Court the lawyers who have played prominent parts in the litigation refused to make any further statement than that the relatives and friends of plaintiff and defendant had urged an adjustment. The Court was asked to suspend the trial to the June call calendar in order that this adjustment might be made.

No Money Paid Yet.

Later, after the fact that a settlement was reached on the basis of \$30,000 was learned, John F. McIntyre, Mr. Brokaw's lawyer, was asked to confirm it.

"I have only this to say," remarked Mr. McIntyre, "that not a cent has been paid over yet."

"Will you deny," was asked, "that the case has been settled by the deposit in escrow of \$30,000?"

"I will say nothing further," responded Mr. McIntyre, "than that no final agreement has been made and no money has been paid over. I am not at liberty to make any statements in the case. You must see Eugene L. Bush, who is counsel of record for Mr. Brokaw."

Mr. Bush, however, was equally reticent, saying that he was bound not to make any further declaration than the one he had made in court.

That there had been negotiations over a settlement that put an end to the famous suit was borne out, however, by the attitude of the lawyers in court.

WEAVER MAY BE IMPEACHED BY GAS RING

Excitement Follows Report and There May Be War in Philadelphia.

(Special to The Evening World.) PHILADELPHIA, May 25.—Intense excitement was aroused this afternoon by the semi-official announcement that the Republican gas ring leaders intend to impeach Mayor Weaver.

The report spread like wildfire, and it was freely predicted that should the gang take this action, there will be war in this city.

The programme, it is said, is to call a special meeting of select councils for to-morrow afternoon. In event of the impeachment of the Mayor, President of Select Councilman Harry C. Ransley, who is the "organization" candidate for Sheriff, will act as Mayor for sixty days. Meanwhile a special election will be held and a new mayor chosen for the regular four year term.

Charges Three Year Old.

Malfeasance in office is the ground upon which the impeachment proceedings will be based. It is alleged that when Mayor Weaver was District Attorney three years ago he did not conduct the trial of Samuel Loester properly. Loester was acquitted of fraud at the time that some of the biggest machine men in this city were involved in the case.

These facts were brought to light when John R. K. Scott, one of the counsel for the gang, went to the office of a prominent lawyer and demanded the affidavits that were used in the Loester case. The lawyer, at first, refused to give them, but later, at the demand of the gang, he gave them up.

WIDOW SETTLES BROKAW SUIT.



and in order that some agreement may be consummated I request Your Honor to put the case over to the June call calendar."

Mr. Olcott said that he consented to the defendant's suggestion, whereupon the Justice Dowling ordered the clerk of the court to set the case over to the June call calendar. When asked for explanations of the sudden halt in the case the lawyers refused to give any beyond that contained in Mr. Bush's statement.

The fact that the trial never reached the actual stage of calling witnesses did not come as a surprise to those who were intimately acquainted with the case. Mr. McIntyre said to an Evening World reporter early this week:

"This case will never be tried. The plaintiff will not undertake to enter the bull ring, as we are armed on all sides with sufficient evidence to knock the foundations from under the flimsy structure contained in the complaint. We may get to the selection of a jury but not any further."

GREAT BATTLE AT SEA SOUGHT BY RUSSIANS

Rojestvensky Hurries North for Decisive Struggle with Togo.

ST. PETERSBURG, May 25 (afternoon).—Admiral Avellan, head of the Russian Admiralty Department, confirms the Associated Press despatches, saying Vice-Admiral Rojestvensky is steaming north to give battle to Admiral Togo.

He considers it possible that news to the effect that the two fleets have met may be received any day.

In an interesting interview Admiral Avellan reaffirms the official denial of the reports that Rojestvensky has broken down and asked to be relieved. Avellan says Rojestvensky sent detailed reports of the condition of his ships. The constant tension and hard work of the past months have been a great strain on the Admiral's health.

"Even before he left," said Avellan, "Rojestvensky was a sufferer from kidney trouble, but his health is no worse. His reports breathe a spirit of strength, resolution and confidence and other reports show he has inspired his crews with the confidence of their commander."

Must Fight Soon.

"Do you anticipate a sea fight soon?" the Admiral was asked. He replied: "Certainly. The Japanese cannot afford to allow Rojestvensky to reach Vladivostok without an engagement. I personally expect it to take place in the near future, though I admit the Admiralty knows nothing of Rojestvensky's strategy or plans. The Emperor having accorded him complete freedom of action."

HUMMEL SAYS THE GRAND JURY OPPRESSED HIM

Appears in Court and Asks that the Indictment Be Quashed.

NICOLL MAKES HIS PLEA.

Declares that the Lawyer Was Forced to Testify in the Dodge-Morse Case.

Another twist was given the Morse-Dodge tangle to-day when argument to dismiss and quash the indictment for conspiracy and subornation of perjury against Lawyer Abraham H. Hummel was heard before Justice Davy in the Criminal Branch of the Supreme Court.

Nicoll, Anable & Lindsay appeared for Mr. Hummel, De Lancey Nicoll making the argument, the burden of which was that the accused lawyer's constitutional rights had been invaded when he was held before the Grand Jury and forced to give testimony against himself. Another feature of the argument was the assertion of Mr. Nicoll that the present attempted criminal proceedings are a prelude simply to an effort later to be made to successfully institute disbarment action against the defendant lawyer before the Bar Association.

Make Public Jerome's Letter.

Not the least interesting development of to-day's proceedings was the making public of a letter of District Attorney Jerome to the Committee on Attorneys of the Bar Association urging the disbarment of the lawyer.

Mr. Hummel was sent to the Bar Association on Oct. 3, 1904. They accuse Mr. Hummel of "fraud, deceit and gross professional misconduct."

The charges state that on Oct. 26, 1903, Mr. Hummel, as attorney for Charles F. Dodge, obtained an order from Justice McCall to show cause why the divorce granted Mrs. Dodge from her husband should not be set aside. The application for this order was backed up, writes Mr. Jerome, with an affidavit by Mr. Dodge in which he says that Daniel Roundtree, a lawyer of Atlanta, Ga., called on him in that city and told him that Lawyer Sweetser, of this city, had written that Mrs. Dodge wanted to get a divorce and would like to have Dodge furnish the evidence.

Mr. Nicoll, in his argument, declared that Lawyer Hummel had been wrongfully summoned before the Grand Jury. "My client protested against testifying before the Grand Jury," he said, "but he was commanded to 'take the Bible.' My client again protested against testifying before the Grand Jury, but he was commanded to 'take the Bible.' My client again protested against testifying before the Grand Jury, but he was commanded to 'take the Bible.'"

Mr. Jerome said: "Perhaps, after all, the defendant would be surprised of the character of the inquiry, and was then for the first time enlightened as to the situation he was expected to meet."

Did the answer any questions? asked Justice Davy.

Hummel Answered Questions.

"I should say he did," said Mr. Nicoll. "And that he was forced by the District Attorney to answer by threat of imprisonment if he refused to do so."

fact, the District Attorney had already started to dictate a presentment against Hummel before the latter withdrew. He then admitted that he was counsel for Charles F. Morse, that he had been paid money by Mr. Morse and that he kept books of account and diaries.

"But we find that Mr. Hummel in refusing to answer a certain question on the ground that it was immaterial, was again threatened with presentment to the Court for contempt."

A fine spectacle that dragged before the Grand Jury and threatened with presentment for contempt for declining to answer a question on the ground that it would incriminate him. Mr. Hummel was a defendant when he was summoned to that grand jury room, and was made a victim of an inquisition—compelled to testify against himself and threatened with contempt proceedings for refusal to answer questions."

District Attorney Jerome, in his argument, contended that the motion to dismiss was made on "light grounds," and that none of the three statutory grounds applicable in an action for dismissal could be advanced consistently in the present case. The constitutional right of the defendant, if violated, he said, should receive redress and it remained only for the Court to decide whether the constitutional right had been invaded. The contention that the Grand Jury had no inquisitorial power was so absurd as not to require any great consideration.

OLD "Brave," one of the best-known horses of the Central Park mounted squad, lost his life to-day in pursuing a runaway. While he was carrying Policeman James F. McDonald in a fierce sprint after a frightened horse mounted by James A. Hearn, of No. 135 West Sixtieth street, he suddenly collapsed, throwing McDonald high into the air and stunning him.

When the officer regained his senses he found old "Brave" dead. Far along the west bridge path, near Eighty-ninth street, he saw the runaway, with James Mills, an attaché of Durland's Riding Academy, giving pursuit. Mills finally overtook the horse and saved Hearn's life.

Crowds of women and children, who were in the park at the time, witnessed the runaway, the death of "Brave" and the rescue. After it was all over they gathered sympathetically around McDonald and the old police horse. The bluecoat sobbed like a child when he realized that his faithful companion was dead.

Hearn was riding with half a dozen other equestrians in the west bridge path when his horse took flight near Eighty-sixth street and started north. McDonald, mounted on old "Brave," was stationed at Eighty-sixth street. As soon as he saw the trouble he gave "Brave" a sharp pat on the neck, his signal for a quick start. The old horse responded with the speed of an arrow, but before he had forty yards into its stride it suddenly lunged forward and killed a man.

Umbrellas

The handles are regularly valued from three to five dollars.

Sterling Silver and Gold Pated Sterling Silver Knobs on long pearl handles for women.

Mounted on Silk Taffeta with selvage edge.

ON SALE TO-MORROW, \$2.50

MILLION DOLLAR FAILURE IN BOSTON

Firm Bought Up Street Railways in Populated Sections and Then Failed to Get an Opening—Went Into Bankruptcy.

(Special to The Evening World.)

BOSTON, May 25.—Archibald S. Burnett and Charles S. Cummings to-day failed for \$1,714,000.

They bought street railways in thinly populated districts and could not get an entrance into Boston.

To-day after counsel for the company notified creditors that bankruptcy proceedings were being prepared an involuntary petition was filed in the United States District Court.

The assets are reported as nominal. The company is not a member of any stock exchange. Its business has been the trading in stocks of street railways, more especially the stocks of Lowell and Boston, the Concord and Boston and the Bristol County Street Railways.

These railways were in the hands of receivers last fall, but since that time have been reorganized.

It is understood that the company also received a blow when the Hummel Trust Company of Springfield, Mass., went into the hands of a receiver over a year ago. It was stated in having received the assets of the company that the company was not as serious a matter as it would have been had nothing been generally known about the way in which the company's investments had turned out.

The statement filed with the court shows that many banks in this State are among the creditors of the company. The largest claim of this kind is that of the Worcester Five Cents Savings Bank, of Worcester, for \$80,000. All are secured.

WILL FIGHT "SKEETERS."

Dr. Doty Appointed to Conduct Campaign on Staten Island.

It was announced at the Health Department to-day that Commissioner Darling had appointed Dr. A. H. Doty, Health Officer for the Port of New York, to direct the work of attempting to exterminate mosquitoes in Staten Island, for which the Board of Estimate gave the Health Commissioner \$1,000 two weeks ago.

While this sum will not go very far, the Commissioner expects that residents of Staten Island will do a lot of work on their own account in the way of repressive measures against the pests and Dr. Doty will advise and direct in the work.

Vantine's The Unusual Store

Chinese Rattan Chairs

Special Sale

Basement.

Square, Broad Arm, Rattan Chair, 37 inches high, width 28 inches

For this Special Sale

250 pieces at 4.75

Rattan Reclining or Steamer Chair, height 31 1/2 inches, length 66 inches, width 30 1/2 inches.

For this Special Sale

50 pieces at 10.00

A.A. Vantine & Co Broadway & 18th St.

CANDY

SPECIAL FOR THURSDAY.

French Peanut Caramels..... Pound 10c

Chocolate Log Cabin Plantation Pound 15c

SPECIAL FOR FRIDAY.

Coconut Cream Kisses..... Pound 10c

Assorted Fruit & Nut

Chocolates..... Pound 15c

54 BARCLAY ST. COR. WEST 54th ST.

29 CORTLANDT ST. COR. CHURCH

HELP WANTED—FEMALE.

DOYERMAN, experienced table linen on plain and fancy boxes; also strippers. Apply Doyerman & Jones Envelope Co., 547 W. 4th St.

FOUGHT TWO DOGS FOR FIRE-BOX KEY

In Attempting to Turn in an Alarm Charles Sturm, of Union Hill Is Savagely Attacked by Mastiffs.

Charles Sturm, of Union Hill, N. Y., deserves an inch or two on the scroll of a Carnegie hero.

Early to-day while passing the house of Antonio Magario, at No. 39 Bullferry road, Union Hill, he saw smoke and flames pouring from one of the lower windows. He knew that the key to the nearest fire box was kept in the saloon at Jefferson street and Bullferry road. The place was locked, but young Sturm beat down the door. He had no sooner crossed the threshold than two vicious mastiffs threw themselves on him and bit him about the legs and body.

He fought them off with a chair, killing one and stunning the other. They he got the key and turned in an alarm. He was then savagely attacked by the second mastiff and was thrown to the ground. Mr. Magario and his family leaping from the second-story window and bruising themselves seriously. Sturm will attend the Pasteur Institute for treatment.

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